

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IRA FINANCIAL TRUST,

*Plaintiff,*

v.

GEMINI TRUST COMPANY, LLC,

*Defendant.*

No. 1:22-cv-04672-AT

**[PROPOSED] ORDER  
STAYING PROCEEDINGS**

Plaintiff IRA Financial Trust (“IRAF”) and defendant Gemini Trust Company, LLC (“Gemini,” and together with IRAF, the “Parties”), hereby agree as follows:

1. Gemini’s motion to compel arbitration is withdrawn, and IRAF agrees to pursue any claims between it and Gemini in arbitration.

2. This action is stayed while any arbitration between Gemini and IRAF is pending. During this stay, Gemini shall not be required to answer, move against, or otherwise respond to the complaint in this action.

3. Nothing in this Order shall be construed to constitute a waiver by either Party of any argument or claim, all of which are reserved.

4. Any final arbitration award shall be binding upon the Parties in this action upon confirmation of the award.

Dated: New York, New York  
August 18, 2022

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*Attorneys for IRA Financial Trust*

SO ORDERED:

Date: \_\_\_\_\_

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Hon. Analisa Torres